

ATTORNEY OR PARTY WITHOUT ATTORNEY (<i>Name, state bar number, and address</i>): TELEPHONE NO.: _____ FAX NO.: _____ ATTORNEY FOR (<i>Name</i>): _____	FOR COURT USE ONLY
NAME OF COURT: STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	
PLAINTIFF: DEFENDANT:	
EX PARTE <input type="checkbox"/> RIGHT TO ATTACH ORDER AND ORDER FOR ISSUANCE OF WRIT OF ATTACHMENT (NONRESIDENT) <input type="checkbox"/> ORDER FOR ISSUANCE OF ADDITIONAL WRIT OF ATTACHMENT (NONRESIDENT)	CASE NUMBER:

1. The application and supporting declaration or affidavit of plaintiff (*name*):
for an ex parte

☐ right to attach order and order for issuance of writ of attachment
☐ order for issuance of an additional writ of attachment

has been considered by the court.

FINDINGS

2. THE COURT FINDS

- a. Defendant (*name*):

(1) ☐ is a natural person who does not reside in California.
 (2) ☐ is a foreign corporation which has not qualified to do business in California.
 (3) ☐ is a foreign partnership which has not filed a designation under Corporations Code section 15800.

- b. The claim upon which the application is based is one upon which an attachment may be issued under Code of Civil Procedure section 483.010.

- c. Plaintiff has established the probable validity of the claim upon which the attachment is based.

- d. The attachment is not sought for a purpose other than the recovery on a claim upon which the attachment is based.

- e. The amount to be secured by the attachment is greater than zero.

- f. The affidavit or declaration accompanying the application shows that the property sought to be attached, or the portion thereof described in item 3b, is subject to attachment under Code of Civil Procedure section 492.040.

- g. An undertaking in the amount of: \$ _____ is required before a writ shall issue, and plaintiff
☐ has ☐ has not filed an undertaking in that amount.

- h. A *Right to Attach Order* was issued pursuant to Code of Civil Procedure section 492.030 on
 (date):

- i. Other (*specify*):

(Continued on reverse)

SHORT TITLE: _____	CASE NUMBER:
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ORDER

3. THE COURT ORDERS

- a. Plaintiff has a right to attach property of the nonresident defendant named in item 2a in the amount of: \$
- b. The clerk shall issue ☐ a writ of attachment ☐ an additional writ of attachment in the amount stated in item 3a
☐ forthwith ☐ upon the filing of an undertaking in the amount of: \$
 against the following property of defendant:

- c. ☐ Defendant shall transfer to the levying officer possession of
- (1) ☐ any documentary evidence in defendant's possession of title to any property described in item 3b.
 - (2) ☐ any documentary evidence in defendant's possession of debt owed to defendant described in item 3b.
 - (3) ☐ the following property in defendant's possession (*specify*):

NOTICE TO DEFENDANT: FAILURE TO COMPLY WITH THIS ORDER MAY SUBJECT YOU TO ARREST AND PUNISHMENT FOR CONTEMPT OF COURT.

- d. ☐ Other (*specify*):

- e. Total number of boxes checked in item 3: _____

Date:

.....
 (TYPE OR PRINT NAME)



 (SIGNATURE OF JUDGE OR COMMISSIONER)